

10/581347

AP20 Rec'd PCT/PTO 02 JUN 2006
App. Dkt. No. 040302-0000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Fumio KAGAMI

Title: FUEL CELL SYSTEM

Appl. No.: Unassigned

International 11/08/2004

Filing Date:

371(c) Date: 06/02/2006

Examiner: Unassigned

Art Unit: Unassigned

Confirmation Unassigned

Number:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

RELEVANCE OF EACH DOCUMENT

The relevance of non-English language document A5 is described in the present specification.

Documents A2-A4 and A6-A9 listed on the attached PTO/SB/08 were cited as being relevant during a search of the corresponding International application. A copy of the International Search Report setting forth the portion of each reference considered relevant by the examiner is attached.

Documents A1 and A8 belong to the same “patent family,” whereby the English language document may assist the PTO in understanding the content of the non-English language document.

Unless otherwise indicated, no English translation is readily available (not considering machine-generated translations that may be freely available online, to both the Applicant and the PTO) for each of the non-English language documents. However, a commercially available English language abstract is provided herewith, where indicated on the attached Form PTO/SB/08. Inasmuch as Applicants have endeavored to provide at least one item that complies with the requirement for a “concise explanation of relevance” for each of the non-English language documents, each of these documents has been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

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Atty. Dkt. No. 040302-0563

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Applicant respectfully requests that each listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 19-0741.

Respectfully submitted,

Date June 2, 2006

By Richard L. Schwaab

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| Substitute for form 1449B/PTO | | | | Complete if Known | |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT | | | | Application Number | Unassigned |
| Date Submitted: June 2, 2006 | | | | Filing Date | 06/02/2006 |
| (use as many sheets as necessary) | | | | First Named Inventor | Fumiaki KAGAMIDAI 581347 |
| Sheet | 1 | of | 1 | Group Art Unit | Unassigned |
| | | | | Examiner Name | Unassigned |
| | | | | Attorney Docket Number | 040302-0563 |

| U.S. PATENT DOCUMENTS | | | | | |
|-----------------------|-----------------------|----------------------|-----------------------------------|---|---|
| Examiner Initials* | Cite No. ¹ | U.S. Patent Document | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY |
| | | Number | Kind Code ² (if known) | | |
| A1 | 2005/0095469 | A1 | BEDNARZ ET AL. | 05-05-2005 | |
| A2 | 3,544,380 | | DEY | 12-01-1970 | |
| A3 | 2002/0127466 | A1 | OVSHINSKY ET AL. | 09-12-2002 | |
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| FOREIGN PATENT DOCUMENTS | | | | | |
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| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | Name of Patentee or Applicant of Cited Documents | Date of Publication of Cited Document MM-DD-YYYY |
| | | Office ³ | Number ⁴ | | |
| A5 | JP | 2003-272686 | A | TOSHIBA INTERNATIONAL FUEL CELLS CO. | 09-26-2003 |
| A6 | WO | 03/061045 | A2 | NISSAN MOTOR CO., LTD. | 07-24-2003 |
| A7 | EP | 1 460 704 | A1 | BOSE CORP. | 09-22-2004 |
| A8 | WO | 03/075381 | A2 | MTU FRIEDRICHSHAFEN GMBH | 09-12-2003 |
| A9 | EP | 1 237 219 | A1 | MATSUSHITA ELECTRIC INDUSTRIAL CO., LTD. | 09-04-2002 |
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| NON PATENT LITERATURE DOCUMENTS | | | | | |
|---------------------------------|-----------------------|--|--|--|--|
| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | | | |
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| Examiner Signature | Date Considered |
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.